

PATENT APPLICATION

#8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Thomas ROITSCH

Application No.: 10/009,966

Filed: December 12, 2001

For: PROMOTER SYSTEM AND PRODUCTION AND USE OF THE SAME

Atty Docket: 3524.012

RENEWED PETITION UNDER 37 CFR 1.137(b)

Assistant Commissioner for Patents
Mail Stop PCT
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the DECISION ON PETITION UNDER 37 CFR 1.137(b), mailed on September 30, 2004, which dismissed without prejudice Applicant's Petition under 37 CFR 1.137(b), mailed on June 5, 2003, Applicants submits herewith a Renewed Petition Under 37 CFR 1.137(b). As acknowledged in the DECISION, the petition was accompanied by the petition fee, the petition contained the appropriate statement under 37 CFR 1.137(b)(3), and no terminal disclaimer is required.

According to the DECISION, the petition was accompanied by a CRF which was not in compliance with 37 CFR 1.822 and/or 1.823. Applicant therefore submits the following items in support of said Renewed Petition and respectfully requests reconsideration:

U.S. Patent Application No.: 10/009,966
Statement of Conformity

Attorney Docket: 3524.012

1. A Petition for Extension of Time for two months and appropriate fee extending the time for response to January 30, 2004;

2. A corrected substitute paper copy and a compact disc of the sequence listing, in which the error noted at item 11 of the Raw Sequence Listing Error Report, provided with the dismissal, has been corrected;

3. A statement of conformity stating the information recorded on the CD is identical to the paper copy of the sequence listing; and

4. A Fourth Preliminary Amendment directing entry of the corrected sequence listing into the specification.

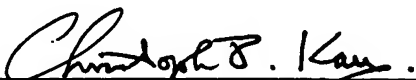
Reconsideration of the Petition under 37 CFR 1.137(b) is requested.

Respectfully submitted,

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Date: January 30, 2004

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CERTIFICATE OF MAILING AND AUTHORIZATION TO CHARGE

I hereby certify that the foregoing **RENEWED PETITION UNDER 37 CFR 1.137(b)** for U.S. Application No. **10/009,966** filed **December 12, 2001**, was deposited in first class U.S. mail, postage prepaid, addressed: Assistant Commissioner for Patents, Mail Stop PCT, P. O. Box 1450, Alexandria, VA 22313-1450 on **January 30, 2004**.

The Commissioner is hereby authorized to charge any additional fees, which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account No. 16-0877.



Bonnie L. Horst